

U.S.A. vs

Abraham Rafael Ochoa - Preciado

No. 08CR0951-JAH

The Court finds excludable delay, under the section indicated by check (✓), commenced on _____ and ended on _____.

04-22-08

and ended on 07-21-08

- 3161(h)
- ___ (1) (A) Exam or hrg for mental or physical incapacity (18:4244)
- ___ (1) (B) NARA examination (28:2902)
- ___ (1) (D) State or Federal trials or other charges pending
- ___ (1) (E) Interlocutory appeals
- ___ (1) (F) Pretrial motions (from flg to hrg or other prompt dispo)
- ___ (1) (G) Transfers from other districts (per FRCrP 20, 21 & 40)
- ___ (1) (J) Proceedings under advisement not to exceed thirty days
- ___ Misc proc: Parole or prob rev, deportation, extradition
- ___ (1) (H) Transportation from another district or to/from examination or hospitalization in ten days or less
- ___ (1) (I) Consideration by Court of proposed plea agreement
- ___ (2) Prosecution deferred by mutual agreement
- ___ (3) (A) (B) Unavailability of defendant or essential witness
- ___ (4) Period of mental or physical incompetence of defendant to stand trial
- ___ (5) Period of NARA commitment or treatment
- ___ (6) Superseding indictment and/or new charges
- ___ (7) Defendant awaiting trial of co-defendant when no severance has been granted
- ___ (8) (A) (B) Continuances granted per (h) (8)-use "T" alone if more than one of the reasons below are given in support of continuance
- ___ (8) (B) (I) 1) Failure to grant a continuance in the proceeding would result in a miscarriage of justice and the ends of justice outweigh the best interest of the public and the defendant in a speedy trial.
- 2) Failure to grant a continuance of the trial would result in a miscarriage of justice as the defendant has tendered a guilty plea to a magistrate judge and is awaiting a determination as to whether the plea will be accepted.
- ___ (8) (B) (ii) 2) Case unusual or complex
- ___ (8) (B) (iii) 3) Indictment following arrest cannot be filed in thirty (30) days
- ___ (8) (B) (iv) 4) Continuance granted in order to obtain or substitute counsel, or give reasonable time to prepare
- ___ 3161(I) Time up to withdrawal of guilty plea
- ___ 3161(b) Grand jury indictment time extended thirty (30) more days

A

B

C

D

E

F

G

H

6

7

I

M

N

O

P

R

T

T1

T2

T3

T4

U

W

Date 04-22-08

Arden Bowler
Judge's Initials